

By: Carter

H.B. No. 2868

A BILL TO BE ENTITLED

AN ACT

1  
2 relating to the execution of a search warrant for taking a blood  
3 specimen from certain persons in certain intoxication offenses.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Chapter 18, Code of Criminal Procedure, is  
6 amended by adding Article 18.065 to read as follows:

7 Art. 18.065. WARRANT FOR BLOOD SPECIMEN IN INTOXICATION  
8 OFFENSE MAY BE EXECUTED IN ANY COUNTY. Notwithstanding any other  
9 law, a warrant issued under Article 18.02(10) to collect a blood  
10 specimen from a person suspected of committing an intoxication  
11 offense under Section 49.04, 49.045, 49.05, 49.06, 49.065, 49.07,  
12 or 49.08, Penal Code, may be executed in any county in this state,  
13 regardless of the issuing court's jurisdiction.

14 SECTION 2. The change in law made by this Act applies only  
15 to a search warrant issued on or after the effective date of this  
16 Act. A search warrant issued before the effective date of this Act  
17 is governed by the law in effect on the date the warrant was issued,  
18 and the former law is continued in effect for that purpose.

19 SECTION 3. This Act takes effect September 1, 2013.